

STATE OF TEXAS §
COUNTIES OF ARANSAS§
SAN PATRICIO AND NUECES §
CITY OF ARANSAS PASS§

On this the 3rd day of May, 2010 the City Council of the City of Aransas Pass convened in a Regular Council Meeting being open to the Public at the regular meeting place thereof in the City Hall and notice of said meeting giving the time, place, date and subject hereof having been posted and prescribed by Chapter 551 of the Texas Government Code with the following attendance to wit constituting a quorum.

PRESENT: Tommy Knight, Mayor
Jay Attaway, Mayor Pro Tempore
Karen Mayer, Council Member
Vickie Abrego Council Member
Phillip Hyatt Council Member

ABSENT:

ADMINISTRATIVE
PERSONNEL PRESENT: Reggie Winters, City Manager
Allen Lawrence, City Attorney
Yvonne Stonebraker City Secretary

ADMINISTRATIVE
PERSONNEL ABSENT:

STAFF PRESENT: Bill Haines Asst. Police Chief
Paul Alvarado Public Works Director
Earl Buckmaster Harbor Master

OTHERS PRESENT: Lu & Ralph Arcemont, Sandy Kubek, Jim & Alpha Covington, Donald & Jeanie Brummett, Jeanne Hunter, Randy Hunter, Rod Spivey, R.L. McElwee , Marshall Davidson, Phil Reynolds, Rosemary Vega, John Davidson, Ronnie Billman, Capt. T. E. Doran, Gerald Shedd, and Michael Cary.

There may have been others present who did not sign in.

1. **CALL MEETING TO ORDER.**

Mayor Knight called the meeting to order at 7:00 p.m. on May 3, 2010.

2. **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG.**

Council Member Abrego gave the invocation. Mayor Knight led the Pledge of Allegiance to the United States flag.

3. **CONSIDER AND ACT ON APPROVING THE MINUTES OF APRIL 19, 2010.**

Council Member Mayer made a motion to approve the minutes of April 19, 2010. Council Member Hyatt seconded the motion and the motion carried unanimously.

4. **CONSIDER AND ACT ON ACCEPTING RALPH ARCEMONT’S RESIGNATION FROM THE PLANNING AND ZONING BOARD.**

Mayor Knight thanked Mr. Ralph Arcemont for his many years of service to the Aransas Pass Community and for seven years on the Planning and Zoning Board and presented him with a proclamation.

Mayor Pro Tem Attaway made a motion to accept Ralph Arcemont’s resignation from the Planning and Zoning Board. Council Member Abrego seconded the motion and the motion carried unanimously.

5. **CONSIDER AND ACT ON APPOINTING A MEMBER TO THE PLANNING AND ZONING COMMISSION.**

Mayor Knight stated one application was received for the Planning and Zoning Commission. He stated Mr. Richard Kubek is not originally from Aransas Pass but his wife’s family is from here. He stated Mr. Kubek attends most of the Council meetings and thinks Mr. Kubek would be great on the Planning and Zoning Commission board.

Mayor Pro Tem Attaway made a motion to appoint Mr. Richard Kubek to the Planning and Zoning Commission board. Council Member Mayer seconded the motion and the motion carried unanimously.

6. **CONSIDER AND ACT ON REQUEST OF MACK OLIVER TO LEASE LOTS 1 & 2, BLOCK A, CONN BROWN HARBOR (518 BIGELOW).**

Mayor Knight stated 518 Bigelow was the old Beacon Seafood building located on Conn Brown Harbor. He stated Mr. Mack Oliver received his 501(c)3 status from the Internal Revenue Service and did submit a copy of his insurance for his Tae Kwon Do. He stated the conditions on the lease would be a month-to-month lease free of charge, Mr. Oliver paid all utility bills and would have a 60 day out-clause. Mayor Knight also stated Mr. Oliver came before the Council with his request before the moratorium was approved and Mr. Oliver was waiting to receive his 501(c)3 status.

Mayor Pro Tem Attaway made a motion to approve the request of Mack Oliver to lease Lots1 & 2, Block A, Conn Brown Harbor (518 Bigelow) with the conditions the lease would be a month-to-month lease free of charge, Mr. Oliver paid all utility bills and would have a 60 day out-clause. Council Member Mayor seconded the motion and the motion carried unanimously.

7. **CONSIDER AND ACT ON APPROVING THE AMENDED CONTRACT AND LEASE AGREEMENT BETWEEN THE CITY OF ARANSAS PASS, TEXAS AND TOM E. DORAN, INDIVIDUALLY, AND HANDSOME SAILOR YACHT CHARTERS, INC.**

City Attorney Allen Lawrence stated the only two changes to the original contract was the amount of footage and the semi-annual payment.

Jay Attaway made a motion to approve the amended contract and lease agreement between the City of Aransas Pass, Texas and Tom E. Doran, Individually, and Handsome Sailor Yacht Charters, Inc. Council Member Hyatt seconded the motion and the motion carried with Council Member Abrego and Council Member Mayer voting no.

8. **CITIZENS COMMENTS.**

There were none.

9. **RECESS REGULAR MEETING AND RETIRE TO EXECUTIVE SESSION PURSUANT TO CHAPTER 551 OF TEXAS GOVERNMENT CODE.**

Recessed into Executive Session at 7:14 p.m.

A **Section 551.072** Deliberations Regarding Real Property – L.W.R. Property

B **Section 551.074** Deliberations Regarding Personnel – City Manager’s Contract

10. **RECONVENE IN REGULAR MEETING AND CONSIDER AND ACT ON FINDINGS OF EXECUTIVE SESSION.**

Reconvened into Regular Meeting at 7:34 p.m.

A **Section 551.072** Deliberations Regarding Real Property – L.W.R. Property

Mayor Pro Tem Attaway made a motion to authorize the City Manager to negotiate with interested party’s who are interested in leasing the L.W.R property. Council Member Mayer seconded the motion and the motion carried unanimously.

B **Section 551.074** Deliberations Regarding Personnel – City Manager’s Contract

Mayor Pro Tem Attaway made a motion to approve an amendment to the City Manager’s contract agreement concerning the severance package to include three months paid insurance for him and his spouse if he is terminated without just cause. Council Member Abrego seconded the motion and the motion carried unanimously.

11. **ADJOURNMENT OF MEETING.**

Council Member Mayer made a motion to adjourn the meeting. Mayor Pro Tem Attaway seconded the motion and the motion carried unanimously.

Mayor Knight adjourned the meeting at 7:35 p.m.

Tommy Knight, Mayor

ATTEST:

Yvonne Stonebraker, City Secretary